

Message Text

CONFIDENTIAL

PAGE 01 GENEVA 06758 241825Z

61

ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 AF-08 ARA-06 EA-07 NEA-10 OES-06 ERDA-05 EB-07

COME-00 HEW-04 NSF-01 SIL-01 LAB-04 AGR-05 OMB-01

TRSE-00 LOC-01 /138 W

----- 107331

R 241729Z AUG 76

FM USMISSION GENEVA

TO SECSTATE WASHDC 2030

INFO AMEMBASSY LONDON

AMCONSUL MONTREAL

AMEMBASSY PRIS

AMEMBASSY VIENNA

USMISSION IAEA VIENNA UNN

USMISSION USUN NEW YORK

C O N F I D E N T I A L GENEVA 6758

MONTREAL FOR ICAO: PARIS FOR UNESCO

E.O. 11652: GDS

TAGS: PFOR, VN, UN

SUBJECT: PARTICIPATION OF SOCIALIST REPUBLIC OF VIETNAM IN UN
SPECIALIZED AGENCIES AND IAEA

REF: (A) GENEVA 4102; (B) GENEVA 5966; (C) STATE 206092

1. SUMMARY. ORGANIZATIONS IN GENEVA HAVE RECEIVED NOTIFICATIONS
OF UNIFICATION OF SOCIALIST REPUBLIC OF VIETNAM AND, GIVEN
CONFUSED HISTORIES OF VIETNAMESE REPRESENTATION IN THEIR
ORGANIZATIONS AND OTHER COLLATERAL PROBLEMS, SECRETARISTS ARE
COMPARING NOTES AND TRYING NOW TO SORT OUT CORRECT PROCEDURES.
END SUMMARY.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 GENEVA 06758 241825Z

2. MISSION REPORTED (REFS A AND B) ON THE CHANGES IN VIETNAMESE

REPRESENTATION IN GENEVA.

3. DURING JULY GENEVA ORGANIZATIONS RECEIVED CORRESPONDING NOTIFICATIONS OF UNIFICATION OF SOCIALIST REPUBLIC OF VIETNAM (SRV). ONLY TEXT WHICH HAS COME INTO OUR HANDS IS EXCHANGE BETWEEN SRV CHARGE HYNK CONG TAM AND WMO SECRETARY GENERAL DAVID ARTHUR DAVIES IN WHICH TAM STATES QUOTE IN ACCORDANCE WITH THE INSTRUCTIONS OF MR. NGUYEN DUY-TRINH, MINISTER OF FOREIGN AFFAIRS OF THE SOCIALIST REPUBLIC OF VIET NAM, I HAVE THE HONOR TO INFORM YOU THAT THE DEMOCRATIC REPUBLIC OF VIET NAM AND REPUBLIC OF SOUTH VIET NAM HAVE UNIFIED TO FORM THE SOCIALIST REPUBLIC OF VIET NAM AND THAT THE LATTER WILL CONTINUE TO ASSUME THE STATUS OF OFFICIAL MEMBERSHIP WITHIN THE WORLD METEOROLOGICAL ORGANIZATION (WMO) OF THE DEMOCRATIC REPUBLIC OF VIET NAM AND THE REPUBLIC OF SOUTH VIET NAM UNQUOTE AND DAVIES IN RESPONSE NOTED INFORMATION AND INFORMED TAM QUOTE THE GOVERNMENTS OF THE MEMBERS OF THE ORGANIZATION HAVE BEEN NOTIFIED OF YOUR COMMUNICATION AND I SHALL NOT FAIL TO BRING IT TO THE NOTICE OF THE CONGRESS AND THE EXECUTIVE COMMITTEE OF THE ORGANIZATION IN DUE COURSE UNQUOTE. COMMUNICATION FORM TAM TO WIPO SECRETARY GENERAL APPARENTLY CONVEYED LETTER FROM FOREIGN MINISTER ANNOUNCING UNIFICATION AND FORMATION OF SRV. HIS COMMUNICATION TO ILO DID NOT. SITUATION IN ITU IS ESPECIALLY OBSCURE. IN EARLY JULY ITU RECEIVED INSTRUMENT OF ACCESSION TO ITU BASIC INSTRUMENT MALAGA/TORREMOLINOS CONVENTION, ON BEHALF OF PRG DATED APRIL 1976. IN LATE JULY ACTING SECRETARY GENERAL BUTLER RETURNED INSTRUMENT TO TAM NOTING THAT IT APPEARED TO BE OVERTAKEN BY EVENTS AND ITU HAS HEARD NOTHING FURTHER FROM HIM SINCE DEPARTMENT WILL RECALL SITUATION IN WHICH BOTH VIETNAMS WERE REPRESENTED AT WORLD HEALTH ASSEMBLY OF WHO IN MAY (GENEVA 3747).

4. LEGAL ADVISERS OF MOST UN-AFFILIATED INTERNATIONAL ORGANIZATIONS MET IN GENEVA IN FIRST WEEK OF JULY TO LOOK AT OVERALL QUESTION OF VIETNAMESE REPRESENTATION AND COMPARE PROBLEMS EACH HAD. MEMBERSHIP QUESTION APPEARED TO RESOLVE INTO THREE CATEGORIES: (A) ORGANIZATIONS IN WHICH ALL OF VIETNAM (NORTH AND SOUTH) HAS BEEN REGARDED AS MEMBER FROM BEGINNING (ILO, FAO, AND UPU CITED); (B) ORGANIZATIONS IN WHICH BOTH DEMOCRATIC REPUBLIC OF VIETNAM AND REPUBLIC OF SOUTH VIETNAM HOLD MEMBERSHIP (WHO AND WMO); AND (C) ORGANIZATIONS TO WHICH GVN ACCEDED TO MEMBERSHIP.

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 GENEVA 06758 241825Z

5. COMMENTING ON CIRCUMSTANCES IN ILO WHICH CAUSE VIETNAM AS WHOLE TO BE REGARDED NOW AS A MEMBER OF THE ORGANIZATION, ILO LEGAL ADVISER EXPLAINED THAT IN 1950 WHILE INDEPENDENCE NEGOTIATIONS WERE UNDERWAY FRANCE HAD SUBMITTED DECLARATION (SIMILAR TO OTHERS SUBMITTED DURING THAT PERIOD ON BEHALF FRG AND JAPAN) STATING THAT SO FAR AS FRANCE WAS CONCERNED VIETNAM COULD BE CONSIDERED AS FREE AND SOVEREIN COUNTRY FOR PURPOSES OF ACCESSION TO ILO.

AS NON-MEMBER OF UN APPLICATION WAS PUT TO 1950 ILO CONFERENCE (AT TIME WHEN USSR HAD NOT YET JOINED ILO) AND WAS ACCEPTED. (LEGAL ADVISER ASSUMED REPRESENTATIVES OF BAO DAI REGIME THEN ACCREDITED.) REPRESENTATIVES OF REPUBLIC OF VIETNAM SUBSEQUENTLY OCCUPIED VIETNAM CHAIRS IN THIS TRIPARTITE ORGANIZATION, AND CHALLENGES TO THEIR CREDENTIALS WHICH OCCURED OVER THE YEARS WERE NOT SUSTAINED.

6. INVITATION AND CREDENTIALS PROBLEMS ARE DIVERSE, THEREFORE, WITH IAEA EVIDENTLY UNDER GREATEST PRESSURE BECAUSE PLENARY CONFERENCE IS SCHEDULED FOR SEPTEMBER. ALL LEGAL ADVISERS REPORTED THAT COMMUNICATIONS WITH VIETNAMESE REPRESENTATIVES HAD NOT BEEN GOOD, ALTHOUGH TECHNICAL ORGANIZATIONS ACCUSTOMED IN ONE DEGREE OR ANOTHER TO CORRESPONDING DIRECTLY WITH NATIONAL ADMINISTRATIONS, RATHER THAN GOING THROUGH FOREIGN MINISTRIES, APPARENTLY WERE EXPERIENCING LESS PROBLEMS.

7. OTHER PROBLEMS HIGHLIGHTED BY LEGAL ADVISERS WERE: WHO WAS CONTRACTING PARTY FOR AUTHORIZED TECHNICAL ASSISTANCE PROGRAMS (FAO)?; WHERE ARE RESPONSIBILITIES UNDER CONVENTIONS VESTED (WIPO, ILO)?; HOW WILL ARREARAGES IN CONTRIBUTIONS BE ASSESSED? (NORTH VIETNAM HAS PAID ITS CONTRIBUTION INWHO, WHILE SOUTH VIETNAM HAS NOT); HOW SHOULD ASSESSMENT SCALES BE ADJUSTED? BANKS REPORTED SPECIAL PROBLEMS CONCERNING DEBTOR RESPONSIBILITY, DRAWING RIGHTS, AND SUBSCRIPTIONS. WIPO HAS IMPOUNDED SOME 100,000SF DUE SVN AS DEPOSIT FEES UNDER COPYRIGHT CONVENTIONS WHICH, DESPITE PRESSURES FROM SRV REPS IN GENEVA, IT DOES NOT FEEL CAN BE PAID UNTIL CORRECT ASSURANCES CAN BE OBTAINED THAT PROVISIONS OF CONVENTIONS WILL BE ENFORCED.

8. COMMENT. IT IS PROBABLY INACCURATE TO SAY OFFICIALS OF INTERNATIONAL ORGANIZATIONS HAVE TENDED TO ACT ON ASSUMPTION THAT SRV HAS INDEED SUCCEEDED TO THE GVN SEAT (REF C).
CONFIDENTIAL

CONFIDENTIAL

PAGE 04 GENEVA 06758 241825Z

WHILE THIS SURELY IS THEIR ULTIMATE ASSUMPTION, OFFICIALS HERE APPEAR TO BE PROCEEDING WITH CONSIDERABLE CAUTION AND A CLOSE EYE TO SUCH CONSIDERATIONS AS THOSE OUTLINED ABOVE.
CATTO

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLICIES, PERSONAL REPRESENTATIVE, MEMBERSHIP APPLICATIONS, INTERNATIONAL ORGANIZATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 24 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976GENEVA06758
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760323-0912
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760826/aaaaawgc.tel
Line Count: 158
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION IO
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 GENEVA 4102, 76 GENEVA 5966, 76 STATE 206092
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 29 MAR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <29 MAR 2004 by greeneet>; APPROVED <30 MAR 2004 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: PARTICIPATION OF SOCIALIST REPUBLIC OF VIETNAM IN UN SPECIALIZED AGENCIES AND IAEA
TAGS: PFOR, PORG, VN, UN
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006